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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JUSTINE LEE DUDA,

Plaintiff,

v.

KILOLO KIJAKAZI,  
Acting Commissioner of Social Security,

Defendant.

)  
) Case No.: 2:24-cv-00438-NJK  
)

) **STIPULATION TO VOLUNTARY**  
) **REMAND PURSUANT TO SENTENCE**  
) **FOUR OF 42 U.S.C. § 405(g) AND TO**  
) **ENTRY OF JUDGMENT FOR**  
) **PLAINTIFF**  
)  
)  
)  
)

The parties, through their respective counsel, hereby stipulate and agree that the above-captioned case be reversed and remanded to the Commissioner of Social Security for a new hearing before an Administrative Law Judge (ALJ) and a new decision in regard to Plaintiff's applications for disability benefits. On remand, the ALJ will take any necessary action to complete the administrative record, offer Plaintiff a new hearing, reevaluate the medical evidence of record, reevaluate the RFC,

1 and continue through the sequential evaluation process, to include obtaining vocational evidence, as  
2 necessary, and issue a new decision.

3 The parties stipulate that this remand be made pursuant to sentence four of 42 U.S.C. § 405(g),  
4 and that Plaintiff may be entitled to reasonable attorney fees and costs pursuant to the Equal Access to  
5 Justice Act, 28 U.S.C. § 2412(d), upon proper request to this Court.

6 The parties further request that the Clerk of the Court be directed to enter a final judgment in favor  
7 of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

8 DATED this 6th day of May 2024.

9  
10 Respectfully submitted,

11 JASON M. FRIERSON  
12 United States Attorney

13 MATHEW W. PILE  
14 Associate General Counsel  
15 Office of Program Litigation, Office 7  
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17 s/ Franco L. Becia

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27 The Clerk's Office is INSTRUCTED to  
28 close the case.

29 IT IS SO ORDERED.

30 Dated: May 7, 2024

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34  
35  
36 Nancy J. Koppe  
United States Magistrate Judge

DATED this 6th day of May 2024.

s/ Franco L. Becia For

MARC V. KALAGIAN

Attorneys for Plaintiff

(PER EMAIL AUTHORIZATION)